

DEC 02 2005

**FAX TRANSMISSION****DATE:** December 2, 2005**PTO IDENTIFIER:** Application Number 09/998682-Conf. #7368  
Patent Number**Inventor:** Adam J. Ferrari et al.**MESSAGE TO:** US Patent and Trademark Office**FAX NUMBER:** (571) 273-8300**FROM:** WILMER CUTLER PICKERING HALE AND DORR LLP  
Donald R. Steinberg**PHONE:** (617) 526-6453**Attorney Dkt. #:** 109878.126US1**PAGES (Including Cover Sheet):** 5**CONTENTS:** Transmittal Form (1 page)  
Fee Transmittal (1 page)  
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PTO/SB/97 (09-04)

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Application No. (if known): 09/998682

Attorney Docket No.: 109878.126US1

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<b>TRANSMITTAL FORM</b>  <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/998682-Conf. #7368	
	Filing Date	October 31, 2001	
	First Named Inventor	Adam J. Ferrari	
	Art Unit	2162	
	Examiner Name	Cam Y. T. Truong	
Total Number of Pages in This Submission	3	Attorney Docket Number	109878.126US1

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form  <input type="checkbox"/> Fee Attached  <input type="checkbox"/> Amendment/Reply  <input type="checkbox"/> After Final  <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Reply to Missing Parts/Incomplete Application  <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s)  <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition  <input type="checkbox"/> Petition to Convert to a Provisional Application  <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address  <input checked="" type="checkbox"/> Terminal Disclaimer  <input type="checkbox"/> Request for Refund  <input type="checkbox"/> CD, Number of CD(s) _____  <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter  <input type="checkbox"/> Other Enclosure(s) (please identify below):
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	WILMER CUTLER PICKERING HALE AND DORR LLP	
Signature		
Printed name	Donald R. Steinberg	
Date	December 2, 2005	Reg. No. 37,241

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Signature: Rochelle Harper Greenidge (Rochelle Harper Greenidge)

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PTO/SB/17 (12-04-2)

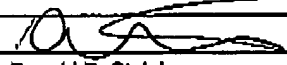
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<b>Effective on 12/02/2004.</b> <b>Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).</b> <b>FEE TRANSMITTAL</b> <b>For FY 2005</b>		<b>Complete if Known</b> Application Number <b>09/996882-Conf. #7368</b> Filing Date <b>October 31, 2001</b> First Named Inventor <b>Adam J. Ferrari</b> Examiner Name <b>Cam Y. T. Truong</b> Art Unit <b>2162</b> Attorney Docket No. <b>109878.126US1</b>	
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27			
TOTAL AMOUNT OF PAYMENT	(\$)	65.00	

<b>METHOD OF PAYMENT (check all that apply)</b>	
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<input checked="" type="checkbox"/> Deposit Account    Deposit Account Number: <b>09-0219</b> Deposit Account Name: <b>Wilmer Cutler Pickering Hale and Dorr LLP</b>	
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<b>FEE CALCULATION</b>							
<b>1. BASIC FILING, SEARCH, AND EXAMINATION FEES</b>							
Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	
<b>2. EXCESS CLAIM FEES</b>							
<b>Fee Description</b>							<b>Small Entity Fee (\$)</b>
Each claim over 20 (including Reissues)							50
Each independent claim over 3 (including Reissues)							200
Multiple dependent claims							360
<b>Total Claims</b>		<b>Extra Claims</b>	<b>Fee (\$)</b>	<b>Fee Paid (\$)</b>	<b>Multiple Dependent Claims</b>		
=		x	=		<b>Fee (\$)</b>		<b>Fee Paid (\$)</b>
<b>Indep. Claims</b>		<b>Extra Claims</b>	<b>Fee (\$)</b>	<b>Fee Paid (\$)</b>			
=		x	=				
<b>3. APPLICATION SIZE FEE</b>							
If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).							
<b>Total Sheets</b>	<b>Extra Sheets</b>	<b>Number of each additional 50 or fraction thereof</b>	<b>Fee (\$)</b>	<b>Fee Paid (\$)</b>			
- 100 =	/50	(round up to a whole number) x	=				
<b>4. OTHER FEE(S)</b>							
Non-English Specification, \$130 fee (no small entity discount)							
Other (e.g., late filing surcharge): <b>2814 Statutory Disclaimer</b>							<b>65.00</b>

<b>SUBMITTED BY</b>			
Signature		Registration No. (Attorney/Agent)	37,241
Name (Print/Type)	Donald R. Steinberg	Telephone	(617) 526-6453
		Date	December 2, 2005

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Dated: December 2, 2005	Signature: <u>Rochelle Harper Greenidge</u> (Rochelle Harper Greenidge)

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PTO/SB/25(09-04)

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<b>TERMINAL DISCLAIMER TO OBIATE A PROVISIONAL DOUBLE PATENTING REJECTION OVER A PENDING "REFERENCE" APPLICATION</b>	<b>Docket Number (Optional)</b> 109878.126US1
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In re Application of: **Adam J. Ferrari et al.**

Application No.: **09/998682-Conf. #7368**

Filed: **October 31, 2001**

For: **HIERARCHICAL DATA-DRIVEN SEARCH AND NAVIGATION SYSTEM AND METHOD FOR  
INFORMATION RETRIEVAL**

The owner, **Endeca Technologies, Inc.**, of **100%**  
percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Application Number **09/573,305**, filed on **May 18, 2000**, as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

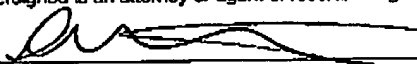
In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on said reference application, "as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application," in the event that any such patent: granted on the pending reference application: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney or agent of record. Reg. No. 37,241

  
 Signature

December 2, 2005  
 Date

Donald R. Steinberg  
 Typed or printed name

(617) 526-6453  
 Telephone Number

12/05/2005 TL0111 00000057 000219 09998682  
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☒ Terminal disclaimer fee under 37 CFR 1.20(d) is included.

\*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).  
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